

P.R. No. 1792/06  
Presented by Shri. Rakesh Kumar  
dated 27/06/06

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CP 131  
Single Bench

**IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR**

**CONTEMPT PETITION NO. 128 /2006**

**PETITIONER**  
**COMPLAINANT**

: Smt. Pratima Patanwar  
W/o. Shri B.S. Patanwar  
Aged about 41 years  
R/o. Kapil Nagar, Sarkanda,  
Bilaspur, tahsil and District  
Bilaspur (C.G.)

**VERSUS**

**RESPONDENT**  
**CONTEMNER**

: Shri R.R. Tiwari  
Chief Medical Officer  
Health Department, Bilaspur  
(C.G.)  
2. Dr. B.S. Serva,  
Joint Director  
Health & Family Welfare  
Department Raipur (C.G.)

**CONTEMPT PETITION UNDER SECTION 215 OF THE**  
**CONSTITUTION OF INDIA READ WITH SECTION 12**  
**OF THE CONTEMPT OF COURT ACT**

(84)

## आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक<br>तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार<br>के अन्तिम आदेश |
|------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
|                                    | <p><b>31-8-2006</b></p> <p>Shri Gautam Khetrapal, Advocate for the petitioner.</p> <p>Shri Prashant Mishra, Sr. Advocate with Shri Vivek Ranjan Tiwari, Advocate for the respondent No. 1.</p> <p>Heard.</p> <p>Learned counsel for the petitioner submits that the petitioner filed a writ petition bearing W.P. No. 327/2005 challenging the cancellation of transfer order passed by the respondent on 5-1-2004. It is submitted that petitioner's two children are suffering from serious diseases namely Hemophilia Factor-9 and looking to the condition of the petitioner's children, this Court passed an order on 5-5-2004 directing that if any amount is due, it be paid till the next date of hearing. It is submitted that again this court passed an order on 13-9-2004 directing the respondents to consider the medical bills of the petitioner. This court again passed an order of 14-2-2006 directing payment of medical bills. Counsel submits that the above orders have not been complied.</p> <p>The respondent No. 1 has filed reply.</p> <p>Shri Prashant Mishra, Sr. Advocate appearing for respondent no. 1 submits that orders have been complied with. He also submitted that the medicines worth Rs. 1,20,000/- have been provided by making local purchase from Red Cross shop. So far as medicines which were required to be brought from Mumbai are concerned, to and fro expenses are being paid to the petitioner and documents Annexure R-1 have been filed. So far as salary of the</p> |                                                           |

P.T.O.



## आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक<br>तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश<br>-2-                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार<br>के अन्तिम आदेश |
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|                                    | <p>petitioner for the period 1-5-2004 to 17-4-2006 is concerned, he submitted that an amount of Rs. 2,11,064 has been paid to the petitioner. He submitted that best treatment will be provided to the children of the petitioner.</p> <p>Counsel for the petitioner submits that the petitioner has been transferred to Bilha and in view of the family circumstances, her case for transfer to Bilaspur may be considered.</p> <p>Shri Mishra, Sr. Counsel submits that so far as transfer is concerned, the petitioner may submit a representation, which shall be considered by the authorities sympathetically keeping the relevant facts under consideration.</p> <p>Having considering the facts and circumstances of the case and material on record, in the opinion of this Court, ends of justice will be served if a direction is given to the respondents to give best treatment to the petitioner's children. So far as transfer of the petitioner to Bilaspur is concerned, the petitioner may make a representation to the competent authority, which shall be considered and decided in accordance with law.</p> <p>With the aforesaid directions, the petition is disposed of.</p> <p>Certified copy as per rules</p> | <p>Sd/-<br/>Fakhruddin<br/>Judge</p>                      |

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